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10 **UNITED STATES DISTRICT COURT**  
11 **DISTRICT OF NEVADA**  
12 \* \* \*

13 UNITED STATES OF AMERICA, ) 2:20-MJ-633-VCF  
14 )  
15 )  
16 Plaintiff, )  
17 )  
18 v. )  
19 )  
20 JOSIAH GASIOR, )  
21 )  
22 Defendant. )  
23 )  
24 )  
25 )  
26 )  
27 )  
28 )

29 **FINDINGS OF FACT**

30 Based on the pending Stipulation of counsel, and good cause appearing therefore, the  
31 Court finds:

32 This Stipulation is entered into for the following reasons:

- 33 1. Counsel for Defendant GASIOR has spoken to his out of custody client and  
34 he has no objection to the request for continuance.
- 35 2. Counsel for the defendant has spoken to counsel for the United States and  
36 she has no objection to the continuance.
- 37 3. Denial of this request for continuance could result in a miscarriage justice.

1 4. Defense counsel's father recently passed away and counsel has been  
2 out of the jurisdiction from November 15, 2021 to November 29, 2021. Thus  
3 counsel has not had time to prepare for trial.  
4

5 5. For all the above-stated reasons, the ends of justice would best be served by a  
6 continuance of the Trial Date until a date and time convenient to the court.

7 This is the fourth request for continuance filed herein.

8 DATED this \_\_\_\_ day of November, 2021.  
9

10 **CONCLUSIONS OF LAW**

11 Denial of this request for continuance would deny the parties herein the opportunity  
12 to effectively and thoroughly prepare for trial.

13 Additionally, denial of this request for continuance could result in a miscarriage of  
14 justice.  
15

16  
17 **ORDER**

18 IT IS HEREBY ORDERED that the Trial currently scheduled for December 1, 2021, at  
19 9:00 a.m., be continued to the <sup>16</sup> day of March \_\_\_\_\_, 2022  
20 at 9:00 am \_\_\_\_\_, in courtroom 3D.  
21

22 DATED this <sup>29</sup> day of November \_\_\_\_\_, 2021.  
23

24   
25 \_\_\_\_\_  
26 **HONORABLE CAM FERENBACH**  
27 **U.S. MAGISTRATE JUDGE**  
28